

COMMITTEE REPORTS.

JUDICIARY NO. 1.

(By unanimous consent).

Committee Room,
Austin, Texas, March 14, 1903.*Hon. Geo. D. Neal, President of the Senate.*

SIR: Your Judiciary Committee No. 1, to whom was referred

House bill No. 434, A bill to be entitled "An Act to diminish the civil and criminal jurisdiction of the county court of Kimble county, and to conform the jurisdiction of the district court thereto; and to repeal all laws in conflict therewith."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

HANGER, Chairman.

ENGROSSED BILLS.

Committee Room,
Austin, Texas, March 17, 1903.*Hon. Geo. D. Neal, President of the Senate.*

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 300, A bill to be entitled "An Act validating and creating the Arlington Independent School District in Tarrant county, Texas, and validating the election of trustees in said independent school district, prescribing the rights, powers and duties of said school district and said trustees, and providing an emergency."

And find the same correctly engrossed.

PATTESON, Chairman.

ADDITIONS TO STANDING COMMITTEES.

The Chair appointed the following additions to standing committees:

Committee on Irrigation: Senator Hicks.

Committee on Claims and Accounts: Senators Mills and Henderson.

ADJOURNMENT.

Senator Davidson of DeWitt moved that the Senate adjourn until 10 o'clock tomorrow morning.

Senator McKamy moved that the Senate take a recess until 3 o'clock this evening.

Action being on the longest time first, the Senate at 1:05 adjourned until tomorrow morning at 10 o'clock.

39—8

THIRTY-NINTH DAY.

Senate Chamber,
Austin, Tex., Wednesday, March 18, 1903.

Senate met pursuant to adjournment.

President Pro. Tem. Davidson of De Witt in the chair.

Roll call. Quorum present, the following Senators answering to their names:

Beaty.	Henderson.
Brachfield.	Hicks.
Cain.	Hill.
Davidson of	Lipscomb.
DeWitt.	Martin.
Davidson of	McKamy.
Galveston.	Mills.
Decker.	Morris.
Faubion.	Patteson.
Faulk.	Perkins.
Faust.	Savage.
Grinnan.	Sebastian.
Hale.	Stafford.
Hanger.	Willacy.
Harbison.	Wilson.
Harper.	

Absent.

Douglass.

Paulus.

ROLL CALL OF OFFICERS AND EMPLOYEES.

Present.

Clyde D. Smith.
 W. E. DeLamar.
 R. M. Gilmore.
 Amos Wynne.
 W. M. Cobb.
 Eldred McKinnon.
 Mrs. Laura V. Grinnan.
 F. P. Smith.
 Miss Lucy Lane.
 C. H. Allen.
 D. F. Hughes.
 Frank Mullins.
 C. J. Kirk.
 Rev. I. S. Davenport.
 Miss May Fant Odom.
 J. C. Son.
 Miss Georgia Sturgiss.
 Mrs. Hattie Yarbrough.
 Mrs. Hope H. Hawkins.
 Miss Emily Holcomb.
 Mrs. J. R. Van Orden.
 Miss Bessie Goldstein.
 W. T. Pace.
 W. A. Shaw, Jr.
 Lucien Goss.
 Miss L. Stanley.
 Herbert Davenport.
 Charlie Lane.
 Willie Gibson.
 Henry Paulus.
 Evetts Thornhill.
 Walter Savage.
 James Sebastian.
 Willie Gray.

Jamie Snipes.
Will Bartley.
Reed Pierson.
Dan Edwards.
Josh Pyles.
Ellis Monroe.
Albert Hill.
Mark Marsh.
James Hill.

Absent—Excused.

Ed Underhill.

Prayer by the Chaplain, Rev. I. S. Davenport.

Pending the reading of the Journal of yesterday,

On motion of Senator Wilson, the same was dispensed with.

Senator Henderson moved that Senator Douglass be excused for non-attendance upon the Senate on yesterday and for the rest of the week, on account of sickness.

Senator Decker moved as a substitute that Senator Douglass be excused for non-attendance yesterday.

The substitute motion prevailed.

Senator Savage moved that Senator Douglass be excused from attendance today on account of sickness.

Senator Hanger made a point of order that this motion was embraced in the motion to excuse for the balance of the week.

The Chair (President Pro Tem. Davidson of DeWitt) overruled the point of order.

Senator Hanger then moved to table the motion to excuse today.

The motion to table prevailed by the following vote:

Yeas—19.

Beaty.	Hicks.
Davidson of	Hill.
DeWitt.	Lipscomb.
Decker.	McKamy.
Faubion.	Morris.
Faulk.	Patteson.
Faust.	Perkins.
Hale.	Stafford.
Hanger.	Willacy.
Harbison.	Wilson.

Nays—9.

Brachfield.	Martin.
Cain.	Mills.
Grinnan.	Savage.
Harper.	Sebastian.
Henderson.	

Absent.

Davidson of	Douglass.
Galveston.	Paulus.

PORTER EXCUSED.

On motion of Senator Brachfield,

Daniel Edwards, porter, was excused from Saturday until tomorrow on account of sickness in family.

FIRST HOUSE MESSAGE.

Hall of the House of Representatives,
Austin, Texas, March 18, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: I am directed by the House to inform the Senate that the House has passed the following:

Senate Concurrent Resolution No. 12, Requesting the Governor to return Senate bill No. 8 for correction.

House Concurrent Resolution No. 22, Relating to leasing of land belonging to the State situated in the city of Austin.

Respectfully,

BOB BARKER,

Chief Clerk, House of Representatives.

COMMITTEE REPORTS.

(Lieutenant-Governor Neal in the chair.)

The following committee reports were offered:

ROADS, BRIDGES AND FERRIES.

Committee Room,

Austin, Texas, March 17, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Roads, Bridges and Ferries, to whom was referred

House bill No. 446, A bill to be entitled "An Act to create a more efficient road system for Panola county,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*.

FAULK, Chairman.

Committee Room,

Austin, Texas, March 17, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Roads, Bridges and Ferries, to whom was referred

House bill No. 462, A bill to be entitled "An Act to render more effective and efficient the present road law of the State of Texas in its application and operation in the county of Nueces,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*.

FAULK, Chairman.

Committee Room,
Austin, Texas, March 17, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Roads, Bridges and Ferries, to whom was referred

House bill No. 470, A bill to be entitled "An Act to create a more efficient road system for Burnet county,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*.

FAULK, Chairman.

Committee Room,
Austin, Texas, March 17, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Roads, Bridges and Ferries, to whom was referred

House bill No. 423, A bill to be entitled "An Act to create a more efficient road system for San Augustine county, Texas,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*.

FAULK, Chairman.

Committee Room,
Austin, Texas, March 17, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Roads, Bridges and Ferries, to whom was referred

House bill No. 499, A bill to be entitled "An Act to create a more efficient road system for Hopkins county,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*.

FAULK, Chairman.

ENGROSSED BILLS.

Committee Room,
Austin, Texas, March 17, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 193, A bill to be entitled "An Act to amend Article 3385, Title LXIX, of the Revised Civil Statutes of the State of Texas, of 1895, so as to except from the operation of said article merchants doing a wholesale drug busi-

ness who sell alcoholic stimulants to retail merchants whose regular and principal business is selling drugs and medicines and compounding prescriptions, and declaring an emergency,"

And find the same correctly engrossed.
PATTESON, Chairman.

Committee Room,
Austin, Texas, March 17, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 233, A bill to be entitled "An Act to amend Section 1, of Chapter CXI, of an act passed by the Twenty-seventh Legislature in Regular Session, same being an act to amend Section 4, of Chapter VII, of an act passed by the First Called Session of the Twenty-sixth Legislature to provide a uniform method of selecting trustees in independent school districts, so as to provide for the election of officers and the assessing and collecting of taxes in independent school districts,"

And find the same correctly engrossed
PATTESON, Chairman.

INTERNAL IMPROVEMENTS.

Committee Room,
Austin, Texas, March 17, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Internal Improvements, to whom was referred

House bill No. 331, A bill to be entitled "An Act to prohibit any corporation not created under the laws of the State of Texas from constructing, building, operating or maintaining a railway within the State of Texas,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*.

DAVIDSON of Galveston, Chairman.

Committee Room,
Austin, Texas, March 17, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Internal Improvements, to whom was referred

Senate bill No. 281, A bill to be entitled "An Act to amend Article 4507 of the Revised Civil Statutes of Texas, relating to the giving of signals by railroads at the crossings of public roads and streets,"

Have had the same under consideration, and I am instructed to report it

back to the Senate with the recommendation that it *do pass*.

DAVIDSON of Galveston, Chairman.

MAJORITY REPORT.

Committee Room,
Austin, Texas, March 17, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Internal Improvements, to whom was referred

Senate bill No. 242, A bill to be entitled "An Act to confer upon the Railroad Commission of Texas jurisdiction to regulate and control the transportation of passengers and freight on all railway companies chartered under Titles XXI and XCIV of the Revised Civil Statutes of 1895, including street railways, suburban railways, interurban railways, electric railways and belt line railways, and subjecting same to the provisions of Chapters 13 and 14 of Title XCIV of Revised Civil Statutes of 1895,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*, with committee amendments:

"Amend Section 1 by striking out 'street railways, suburban railways, interurban railways, electric railways,' and insert in lieu thereof 'steam and electric suburban and interurban railways,' and insert after 'belt line railways' the following, 'not wholly within the corporate limits of any town or city,' and amend caption to conform to these amendments."

DAVIDSON of Galveston, Chairman.

MINORITY REPORT.

Committee Room,
Austin, Texas, March 17, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: A minority of your Committee on Internal Improvements, to whom was referred

Senate bill No. 242, A bill to be entitled "An Act to confer upon the Railroad Commission of Texas jurisdiction to regulate and control the transportation of passengers and freight on all railway companies chartered under Titles XXI and XCIV of the Revised Civil Statutes of 1895, including street railways, suburban railways, interurban railways, electric railways and belt line railways, and subjecting same to the provisions of Chapters 13 and 14 of Title XCIV of Revised Civil Statutes of 1895,"

Do not concur in the report of the

majority, and beg leave to recommend that it *do not pass*.

HANGER.

Committee Room,
Austin, Texas, March 17, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Internal Improvements, to whom was referred

Senate bill No. 302, A bill to be entitled "An Act further regulating the amendment of charters of corporations incorporated for the purpose of constructing, owning, operating and maintaining railroads, and to provide for the location, construction, operation and maintenance of additional lines of tracks of railroad necessary to shorten the route or reduce the grades of the tracks of the lines of such companies under and by virtue of such amendments, and regulating the issuance of stocks and bonds to pay for the construction of such lines or tracks of railroad; and to prohibit the attachment of liens theretofore existing upon the property of such additional lines of tracks and to provide the manner and means of accomplishing such purposes,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*.

DAVIDSON of Galveston, Chairman.

Committee Room,
Austin, Texas, March 17, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Internal Improvements, to whom was referred

Senate bill No. 262, A bill to be entitled "An Act to amend an act approved April 15, 1901, entitled 'An Act to authorize, require and empower the Railroad Commission of the State of Texas to regulate railways crossing each other; to provide for interlocking or other safety appliances or devices of equal security, to prevent trains colliding at such crossings, and to provide a penalty for refusal to comply with the provisions of this act, and to repeal all laws and parts of laws in conflict with this act,' and so as to make it the duty of the said Railroad Commission to ascertain and define the place of the crossing, and to make this act apply to the crossings of steam railroads, by belt railroads, street, urban, interurban, suburban and electric railroads,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*.

DAVIDSON of Galveston, Chairman.

PUBLIC LANDS AND LAND OFFICE.

Committee Room,
Austin, Texas, March 18, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Public Lands and Land Office, to whom was referred

Senate bill No. 244, A bill to be entitled "An Act to validate and quiet titles to public free school lands, and university and asylum lands sold prior to March 17, 1902,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*.

GRINNAN, Chairman.

Committee Room,
Austin, Texas, March 18, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Public Lands and Land Office, to whom was referred

Senate bill No. 284, A bill to be entitled "An Act to provide for the recompilation of an abstract of the located, titled, patented and unpatented lands of the State of Texas,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*.

GRINNAN, Chairman.

Committee Room,
Austin, Texas, March 18, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Public Lands and Land Office, to whom was referred

Senate bill No. 183, A bill to be entitled "An Act to amend Section 9, Chapter 11, of the Acts of the Twenty-sixth Legislature, approved February 23, 1900,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*.

GRINNAN, Chairman.

Committee Room,
Austin, Texas, March 18, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Public Lands and Land Office, to whom was referred

Senate bill No. 195, A bill to be entitled "An Act requiring suit to be brought to cancel certain patents issued to the Houston & Texas Central Railway Company

to lands in Foard and Hardeman counties, and to recover said lands in behalf of the State,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*.

GRINNAN, Chairman.

Committee Room,
Austin, Texas, March 18, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Public Lands and Land Office, to whom was referred

Senate bill No. 248, A bill to be entitled "An Act to authorize the Board of Managers of the North Texas Hospital for the Insane, at Terrell, Texas, to sell that part of the lands belonging to the State for the use of said institution which lies west of the Texas Midland Railroad, and to purchase, at the same price per acre, other lands lying east of said railroad,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*.

GRINNAN, Chairman.

PUBLIC PRINTING.

Committee Room,
Austin, Texas, March 18, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Public Printing, to whom was referred

Senate bill No. 283, A bill to be entitled "An Act to provide for the public printing and advertising for the State of Texas; to create a Board of Public Printing and the office of State Expert Printer, and to define his duties and fix his salary; to prescribe methods for making contracts for State printing, paper, stationery, and to repeal Title LXXXVIII of the Revised Civil Statutes of the State of Texas,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*.

MARTIN, Chairman.

JUDICIARY NO. 1.

Committee Room,
Austin, Texas, March 17, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 202, A bill to be entitled "An Act to fix the fees of clerks of the county courts for filing and registering

chattel mortgages and entering satisfaction thereof, and to repeal all laws and parts of laws in conflict herewith."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do not* pass.

HANGER, Chairman.

Committee Room,
Austin, Texas, March 17, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Judiciary Committee No. 1, to whom was referred

House bill No. 355, A bill to be entitled "An Act to increase the civil jurisdiction of the county court of Bee county, and to declare an emergency,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do* pass, and be not printed.

HANGER, Chairman.

Committee Room,
Austin, Texas, March 17, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Judiciary Committee No. 1, to whom was referred

House bill No. 94, A bill to be entitled "An Act to amend Title LVIII, Revised Civil Statutes, relating to the subject of insurance, by adding thereto Chapter 5, embracing Articles 3096aa, 3096bb, 3096cc, 3096dd, 3096ee and 3096eee, providing that no insurance contract shall be held void because of immaterial misrepresentation made in the application therefor, or in the contract of insurance; and providing conditions upon which a defense may be made upon the ground of misrepresentation in the application or in the contract or in the proof of death or loss, and making such contract subject to the loss; and making such contract subject to the laws of the State, and prescribing conditions upon which foreign insurance corporations shall be permitted to do business in this State,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do* pass with the following amendments:

(1) "Amend Article 3096eee by adding in line 6, after the word 'written,' the word 'photographic.'"

(2) "Amend Article 3096eee by adding: 'Unless it shall be shown on the trial that such misrepresentation was material to the risk and intentionally made.'"

HANGER, Chairman.

Committee Room.

Austin, Texas, March 17, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 143, A bill to be entitled "An Act to prescribe how and by whom tickets of railroads shall be sold, and providing for the redemption of tickets and parts of tickets unused, and prescribing penalties for the violation of this act,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do* pass with the following amendment:

"Amend by adding to Section 6 the following: 'Any officer or agent of any railroad company, or any receiver of any railroad company, or any officer or agent of any such receiver, who shall sell any ticket or part ticket or any other evidence of the holder's right or the right of any other person to travel on any railroad within this State without such notice printed therein shall be guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than ten nor more than one hundred dollars for each offense.'"

HANGER, Chairman.

Committee Room,
Austin, Texas, March 17, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 274, A bill to be entitled "An Act to amend Subdivision 37, of Article 642, of Chapter 130, of the Acts of the Regular Session of the Twenty-fifth Legislature, entitled 'An Act to amend Articles 641 and 642, Chapter 2, Title XXI, of the Revised Civil Statutes of Texas,' relating to corporations,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do* pass.

HANGER, Chairman.

Committee Room,
Austin, Texas, March 17, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 299, A bill to be entitled "An Act to amend Article 467, Chapter 4, Title XVIII, of the Revised Statutes of the State of Texas, 1895, relating to the investment by cities and towns of their sinking funds,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*.

HANGER, Chairman.

Committee Room,
Austin, Texas, March 17, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 278, A bill to be entitled "An Act to amend Title XI of the Revised Civil Statutes of the State of Texas, entitled 'Attorney at Law,' by adding thereto, after Article 265, Article 265a, and providing a method of presenting complaints against practicing attorneys at law who may be guilty of any fraudulent or dishonorable conduct or any malpractice or contempt involving fraudulent or dishonorable conduct or malpractice, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*.

HANGER, Chairman.

FINANCE.

Committee Room,
Austin, Texas, March 18, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Finance, to whom was referred

Senate bill No. 261, A bill to be entitled "An Act to create, establish and maintain a State hospital for the care, treatment and support of colored indigents of this State, and to make an appropriation therefor,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*.

WILSON, Chairman.

Committee Room,
Austin, Texas, March 18, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Finance, to whom was referred

House Concurrent Resolution No. 17, Authorizing the Superintendent of Public Buildings and Grounds to expend \$2,500 in repairing and keeping in proper condition the State cemetery,

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*.

WILSON, Chairman.

Committee Room,
Austin, Texas, March 17, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Finance, to whom was referred

Senate bill No. 213, A bill to be entitled "An Act to amend Article 5243i, of Chapter 104, of the General Laws of the Twenty-fifth Legislature of the State of Texas, entitled 'An Act to amend Articles 5243e, 5243i, 5243j and 5243k, of Chapter 9, Title CIV, of the Revised Civil Statutes, relating to taxation of insurance, telephone, sleeping and dining car and other corporations, and to provide for forfeiting the charters of domestic corporations and permits of foreign corporations to do business in this State for failure to pay the franchise tax levied by this act, and to define and prescribe the notice to be given to said corporations previous to such forfeiture, and to provide adequate penalties for the violation of this act,' approved April 30, 1897, be amended so as to hereafter read as follows,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*.

WILSON, Chairman.

ENGROSSED BILLS.

Committee Room,
Austin, Texas, March 17, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 127, A bill to be entitled "An Act to fix and regulate the salaries of the superintendents and assistant superintendents of the insane asylums of the State of Texas, and to regulate the appointments of the assistant physicians,"

And find the same correctly engrossed.

PATTESON, Chairman.

PETITIONS AND MEMORIALS.

Senator Stafford offered the following petition:

Tyler, Texas, March, 1903.

To the Hon. R. N. Stafford, Senator Seventh District, Austin, Texas:

We, the undersigned citizens and taxpayers of Smith county, respectfully request that you vote for and support the Bryan Quarantine bill now pending in the Senate. The passage of this bill will open up that country to the actual settlers and the tenant farmers of eastern and middle Texas can then take their

little stocks of cattle with them when they go to that country in search of homes, but under present conditions that country is ruled and controlled by the cattle men who are opposed to the farmer going to that country. We appeal to you to vote for the bill and so open up that country to settlement.

Gus F. Taylor.
Jas. Caswell.
J. F. Moore, Jr.
W. L. Waukins.
A. P. Moon.
M. O. Meador.
H. L. Banks.
J. T. Bell.
J. T. Blake.
B. L. Hobbs.
C. W. Brown.
J. H. Crutcher, Jr.
F. L. DeShong.
Frank Taylor.
T. J. Caswell.
Jewel Little.
Chas. A. Miller.
Alec Woldert.
H. F. Barron.
B. Wodel.
J. W. Eaton.
J. M. Loyder.
John P. Smith.
C. W. Matthews.
W. J. McFarland.
R. J. Loving.
C. W. Banks.
S. A. Lindsey.
John A. Lott.
Pat H. Bond.
J. G. Towns.
N. A. Gentry.
W. H. Hanson.
J. L. McBride.
H. F. Bobbitt.

Senator Hicks offered the following memorial:

El Paso, Texas, March 11, 1903.

To the Honorable Members of the Senate and House of Representatives, Austin, Texas:

I am directed by the Cattle Raisers' Association of Texas, in convention assembled, to hand you the following resolution this day unanimously passed by said convention:

"Whereas, There has been introduced, and is now pending in the Texas Senate, a bill entitled "A Pure Food Bill;" and
Whereas, One of the objects or aims of this bill is to prohibit by unjust class legislation and discrimination the manufacture and use of oleomargarine; and

Whereas, The use of oleomargarine as a pure and healthful food has been endorsed by the most celebrated expert

chemists of the United States and Europe; and

Whereas, The sale and manufacture of oleomargarine is lawfully authorized by the laws of Congress and fully protected by licenses, taxes and official surveillance; and

Whereas, The principal ingredients used in the manufacture of oleomargarine are obtained from the purest beef and hog fats, and the best cotton seed oil; and

Whereas, The said products constitute the most important productions of Texas and the whole South; therefore, be it

Resolved, That we make this our earnest protest to the Legislature of Texas against the passage of this bill, in so far as the same affects oleomargarine, or the use as food of beef and hog fats, or other wholesome products of the ranch and farm; and further, that copies of this resolution be sent to members of both houses.

JOHN T. LYTLE.

Secretary Cattle Raisers' Association of Texas.

Senator Faubion offered the following petition:

Taylor, Texas, March 5, 1903.

Hon. J. H. Faubion, Member of the Texas Legislature, Austin, Texas:

We, the undersigned citizens and taxpayers, residents of Williamson county, and members of the Taylor Rifles, respectfully ask you to employ your utmost efforts to secure the passage of the special appropriations asked for by the Adjutant General, for the maintenance, payment and transportation, etc., of the Texas Volunteer Guard.

Respectfully,

Schaefer & Melasky,
Cal Grau,
Pevey & Hawkins,
Katie T. Ross,
Peter Schramm,
O. E. Roberts.
R. J. Kirschensky.
E. C. McCarty.
F. C. Gloukingle.
W. C. Sprione.
J. J. Sproul.
Francis Haven Welch.
G. W. Fisher.
F. I. Fisher.
S. P. Smith.
M. E. Overstreet.
C. A. Hampton.
J. H. Stephens.
G. W. Watkinson.
Early W. Hill.
Oscar Frink.
T. H. Brunner.

F. M. Marley.
F. S. Girard.
R. B. Pumphrey.
J. P. Kimbro.
Henry Eicholt.
P. E. Smith.
Fred I. Fisher.
Earthmau & Riley.
C. F. Gilstrap.
H. D. Menard.
C. B. Challenger.
G. M. Booth.
Selig Melaskey.
P. O. Willson.
Minor H. Brown.
W. H. Tarkington.
T. J. Avirett.
L. H. Goldston.
John Lloyd.
Rob't J. Eckhardt.
Ira Bennett.
Tom Hague.
A. Alexander.
C. Mendell.
E. A. Robertson.
F. S. Heffner.
J. M. Griffith.
J. B. Burke.
F. L. Welch.
D. F. Smith.
R. L. Taylor.
J. B. Lannen.

BILLS AND RESOLUTIONS SIGNED BY THE CHAIR.

The Chair (Lieutenant Governor Neal) gave notice of signing, and did sign in the presence of the Senate, after their caption had been read:

Senate bill No. 79, "An Act to amend Article 3698, of Chapter 6, Title LXXIX, by fixing the minimum salaries of penitentiary guards of the State penitentiaries of Texas."

House bill No. 317, "An Act to amend the special road law of Van Zandt county, Texas, as enacted by the Twenty-seventh Legislature, and sent to the Governor for his approval on the 8th day of April, 1901, and to authorize and empower the commissioners court of said county to issue bonds for the permanent improvement of the public roads of said county."

House bill No. 297, "An Act to create a more efficient road system for Eastland county, Texas, and making the county commissioners of said county ex-officio road commissioners, and prescribing their duties as such, and providing for their compensation as road commissioners, and providing for the appointment of road overseers and defining their duties, and for the working of county convicts upon the roads of said county, and

providing for officers' fees and rewards for the capture of escaped convicts, and authorizing the working of county convicts partly upon the county convict farm as well as upon the public roads, or partly upon both, in the discretion of the county commissioners court, and making provision applicable as far as practicable to convicts when worked on county farms, and to provide for the summoning of teams for road work and for an allowance of time of road service for same, and fixing a penalty for violation of this act, and to repeal all laws in conflict with this act as to Eastland county; and to authorize the commissioners court of Eastland county to create the office of superintendent of public roads and highways of Eastland county; and to provide for the election of said superintendent, and defining his duties, and providing for compensation for said superintendent when elected or appointed, and prescribing bond to be given by said officer; providing for the condemnation of any land needed for the widening, straightening, changing or draining of roads; providing for the taking of timber, gravel, earth, stone or other necessary material for the improvement of roads, and giving persons summoned to work upon roads the right to be relieved from the discharge of such duty upon the payment of specific sums of money herein stipulated; providing for the collection of such sums of money by road overseers, prescribing penalties for failure to comply with this act, and to authorize said county to issue bonds for the construction and maintenance of roads and highways, and purchase and construction of bridges within said Eastland county; and providing that the commissioners court of said county shall not be compelled to require persons subject to road duty to work on roads, but said court shall have authority to cause said roads to be worked wholly by taxation, or by taxation in connection with road service, as said court may deem best."

House Concurrent Resolution No. 6, "Providing for the printing of Legislative manuals."

Substitute House bill No. 11, "An Act to amend Article 3973d, 3794 and 3798, of Title LXXXVI, Chapter 13, of the Revised Civil Statutes of Texas, of 1895."

House bill No. 127, "An Act to amend Chapter 22 of the General Laws of the State of Texas, passed at the First Called Session of the Twenty-seventh Legislature, amending Section 3, Chapter 75, Laws of the Regular Session of the Twenty-seventh Legislature, being the Grayson county road law."

SECOND HOUSE MESSAGE.

Hall of the House of Representatives,
Austin, Texas, March 18, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: I am directed by the House to inform the Senate that the House has passed the following bills:

House bill No. 3, A bill to be entitled "An Act to require notice of pendency of litigation in order to prevent effective transfers and incumbrances of certain property in suit; to provide for cancellation of such notices; to fix the fees of officers in connection therewith."

House bill No. 106, A bill to be entitled "An Act to amend Section 9, Chapter 11, of the Acts of the Twenty-sixth Legislature, approved February 23, 1900, relating to the issuance of patents to homestead claimants, pre-emptors and other persons who settled upon public lands or purchased same, which act adjusted the account between the State and the school fund."

Substitute House bill Nos. 45 and 170, A bill to be entitled "An Act to regulate elections and to prescribe penalties for its violation."

Respectfully,

BOB BARKER,

Chief Clerk, House of Representatives.

BILLS AND RESOLUTIONS.

Senator Patteson offered the following resolution:

Whereas, The Hon. C. O. James of Sulphur Springs, Texas, is now in the city, and

Whereas, He has been formerly a distinguished member of this body; therefore be it

Resolved, By the Senate, that the said Hon. C. O. James be invited to a seat in this body while in the city.

Senator Wilson:

"Amend by adding Hon. J. M. Presler of Comanche."

Senator Henderson:

"Amend by adding Hon. H. D. McDonald of Lamar."

Senator Sebastian:

"Amend by adding ex-Senator Dillard of Abilene."

The amendments were adopted.

On motion of Senator Davidson of DeWitt, the resolution was adopted by a rising vote.

By Senator Perkins:

Senate bill No. 303, A bill to be entitled "An Act to prohibit the purchase of property belonging to the State, by officers and employes of the penitentiary; making it unlawful for such officers and

employes to appropriate or use State property, or the labor of State convicts for their private use or benefit; or to accept or to receive wages or pay from hirers or employers of convicts; and making it unlawful for such hirers or employers of State convicts to pay or offer, or promise to pay anything of value to any such officer or employer having charge of such convicts. Prescribing penalties for the violation of this act and repealing all laws in conflict herewith."

By Senator Hill:

Senate bill No. 304, A bill to be entitled "An Act to name the several counties composing the Fifty-first Judicial District, and to fix the times for holding the district courts therein, and to repeal all laws and parts of laws in conflict herewith."

Read first time, and referred to Committee on Judicial Districts.

By Senator Davidson of Galveston:

Senate bill No. 305, A bill to be entitled "An Act to amend sections 5, 6, 8, 10, 11, 12, 13, 16, 17, 18, 19, 20, 21, 24, 29, 30, 32, 33, 34, 35, 36, 38, 39, 41, 44, 45, 46, 47, 49, 51, 54, 55, 56, 59, 61, 62, 63, 66, 67, 69, 70, 73, 77, 78, of "An Act to incorporate the city of Galveston and to grant it a new charter; and repeal all pre-existing charters approved April 18, 1901, and to further amend said act by adding thereto section 12a; and to repeal sections 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91 and 92 of said act, and to repeal all laws and parts of laws in conflict herewith."

Read first time, and referred to Committee on Towns and City Corporations.

By Senator Hill:

Senate bill No. 306, A bill to be entitled "An Act to prohibit cities and towns incorporated under the general laws of this State from making contracts with persons or corporations to furnish water or lights for a longer term than five years."

Read first time, and referred to Committee on Towns and City Corporations.

By Senator Willacy:

Senate bill No. 307, A bill to be entitled "An Act to amend section 4, of Chapter 11, of the Acts of the First Called Session of the Twenty-seventh Legislature of the State of Texas, approved September 7, 1901, relating to fees of the sheriffs and constables; providing the amount of said fees, and for the payment of the sheriffs' and constables' costs, so as to strike out that part of section four, subdivision eight, which requires an account shall be accompanied by a certified copy under the hand and seal of the district

clerk of the returns made on the process for which such officer is claiming fees, corresponding to the amount so claimed by his account."

Read first time and referred to Judiciary Committee No. 2.

By Senator Willacy:

Senate bill No. 308, A bill to be entitled "An Act to amend Section 3, Article 1092, Chapter 2, Title XV, of the code of Criminal Procedure of the State of Texas, so as to provide that when the sheriff or constable be required to remove a prisoner who is afterwards indicted for a felony on the same charge, the sheriff or constable shall be entitled to the same as though the removal was made after the indictment."

Read first time, and referred to Judiciary Committee No. 2.

By Senator Mills:

Senate bill No. 309, A bill to be entitled "An Act to amend Article 3139 of Chapter 1 of Title LXII, relating to the qualification of jurors."

Read first time, and referred to Committee on Privileges and Elections.

By Senator Decker:

Senate bill No. 310, A bill to be entitled "An Act to authorize the Governor of the State of Texas, in conjunction with the President of the United States, to run and mark the boundary line between the territories of Oklahoma and New Mexico and the State of Texas, and to adjust the titles to certain school lands patented to Greer county by the State of Texas, and to make an appropriation therefor."

Read first time, and referred to Committee on Federal Relations.

By Senator Decker:

Senate bill No. 311, A bill to be entitled "An Act to amend Section 9 of Chapter 103 of the General Laws of the Twenty-fifth Legislature."

Read first time, and referred to Judiciary Committee No. 1.

By Senator Faulk:

Senate bill No. 312, A bill to be entitled "An Act to amend Article 1080, Chapter 2, Title XV, of the Code of Criminal Procedure, relative to cost paid by the State."

Read first time, and referred to Judiciary Committee No. 1.

BILLS READ AND REFERRED.

The Chair (Lieutenant Governor Neal) had read and referred, after their captions had been read, the following House bills:

Substitute House bill Nos. 45 and 170, A bill to be entitled "An Act to regu-

late elections and to prescribe penalties for its violation."

Referred to Judiciary Committee No. 1.

House bill No. 3, A bill to be entitled "An Act to require notice of pendency of litigation in order to prevent effective transfers and incumbrances of certain property in suit; to provide for cancellation of such notices; to fix the fees of officers in connection therewith."

Referred to Judiciary Committee No. 1.

House bill No. 106, A bill to be entitled "An Act to amend Section 9, Chapter 11, of the Acts of the Twenty-sixth Legislature, approved February 23, 1900, relating to the issuance of patents to homestead claimants, pre-emptors and other persons who settled upon public lands or purchased same, which act adjusted the account between the State and the school fund."

Referred to Committee on Public Lands and Land Office.

ADDITION TO COMMITTEES.

The Chair announced the following additions to standing committees:

Roads, Bridges and Ferries: Senator McKamy.

Privileges and Elections: Senator McKamy.

Morning call concluded.

COMMITTEE REPORT.

(By unanimous consent.)

Committee Room,
Austin, Texas, March 18, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Penitentiaries, to whom was referred

Senate bill No. 303, A bill to be entitled "An Act to prohibit the purchase of property belonging to the State by officers and employes of the penitentiary; making it unlawful for such officers and employes to appropriate or use State property, or the labor of State convicts for their private use or benefit, or to accept or to receive wages or pay from hirers or employers of convicts; and making it unlawful for such hirers or employers of State convicts to pay or offer or promise to pay anything of value to any such officer or employer having charge of such convicts; prescribing penalties for the violation of this act, and repealing all laws in conflict herewith,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommenda-

tion that it *do* pass, and that the bill be not printed.

MORRIS, Chairman.

PRIVILEGED MOTION.

Senator Harbison called up Senate bill No. 65, and moved to reconsider the vote by which the Senate concurred in the House amendments, and asked for a Free Conference Committee.

The motion prevailed, and

The Chair appointed the following Free Conference Committee on part of the Senate: Senators Harbison, Davidson of DeWitt, Hale, Faubion, Willacy.

HOUSE BILL NO. 88.

On motion of Senator Morris, pending business (Senate bill No. 158) was suspended, and the Senate took up, out of its order, House bill No. 88.

The Chair laid before the Senate, on second reading,

House bill No. 88, A bill to be entitled "An Act to provide for instruction in manual training in the State normal schools of Texas; to provide for State aid in the necessary equipment for teaching manual training in public schools; and to make an appropriation for such purpose."

Senator Morris offered the following amendment:

"Amend by striking out section 1 of the bill, and substitute the following:

"Section 1. A department for the instruction of manual training and in the art of teaching manual training, shall be instituted at once in the Sam Houston Normal Institute, and as soon as practicable in each of the State normal schools of Texas, and such courses shall be established by the said Board of Education and pursued under such regulations as may be adopted by the State Board of Education."

The amendment was adopted.

Senator Morris offered the following amendment:

"Amend by adding after the word 'hereof,' line 12, page 2, the following:

"That for the purpose of establishing the department for instruction in manual training and in the art of teaching manual training in the Sam Houston Normal Institute as provided in section 1 hereof, there is hereby appropriated, out of any moneys in the treasury not otherwise appropriated, the following amounts, to wit: \$5,100 for support and maintenance for the year beginning September 1, 1903; \$5,100 for the support and maintenance for the year beginning September 1, 1904; \$1,500 for apparatus and improvements for the year beginning September 1, 1903; \$1,500 for apparatus

and improvements for the year beginning September 1, 1904."

The amendment was read and adopted.

Bill read second time, and passed to a third reading.

On motion of Senator Morris, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—27.

Beaty.	Hicks.
Brachfield.	Hill.
Cain.	Lipscomb.
Davidson of	Martin.
Galveston.	McKamy.
Decker.	Mills.
Faubion.	Morris.
Faulk.	Patteson.
Faust.	Perkins.
Grinnan.	Savage.
Hale.	Sebastian.
Hanger.	Stafford.
Harbison.	Willacy.
Harper.	Wilson.

Absent.

Davidson of	Henderson.
DeWitt.	Paulus.
Douglass.	

The bill was read third time, and passed by the following vote:

Yeas—28.

Beaty.	Harper.
Brachfield.	Hicks.
Cain.	Hill.
Davidson of	Lipscomb.
DeWitt.	Martin.
Davidson of	McKamy.
Galveston.	Mills.
Decker.	Morris.
Faubion.	Patteson.
Faulk.	Perkins.
Faust.	Savage.
Grinnan.	Sebastian.
Hale.	Stafford.
Hanger.	Willacy.
Harbison.	Wilson.

Absent.

Douglass.	Paulus.
Henderson.	

Senator Morris moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

HOUSE BILL NO. 499.

On motion of Senator Patteson, pending business (Senate bill No. 158) was suspended, and the Senate took up, out of its order, House bill No. 499.

Senator Patteson moved that the Sen-

ate rule requiring committee reports to lie over for one day, be suspended.

The motion prevailed, and

The Chair laid before the Senate, on its second reading,

House bill No. 499, A bill to be entitled "An Act to create a more efficient road system for Hopkins county."

Bill was read second time, and passed to a third reading.

On motion of Senator Patteson, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—28.

Beaty.	Harper.
Brachfield.	Henderson.
Cain.	Hicks.
Davidson of	Lipscomb.
DeWitt.	Martin.
Davidson of	McKamy.
Galveston.	Mills.
Decker.	Morris.
Faubion.	Patteson.
Faulk.	Perkins.
Faust.	Savage.
Grinnan.	Sebastian.
Hale.	Stafford.
Hanger.	Willacy.
Harbison.	Wilson.

Absent.

Douglass.	Paulus.
Hill.	

The bill was read third time, and passed by the following vote:

Yeas—27.

Beaty.	Harper.
Brachfield.	Henderson.
Cain.	Hicks.
Davidson of	Lipscomb.
DeWitt.	Martin.
Davidson of	Mills.
Galveston.	Morris.
Decker.	Patteson.
Faubion.	Perkins.
Faulk.	Savage.
Faust.	Sebastian.
Grinnan.	Stafford.
Hale.	Willacy.
Hanger.	Wilson.
Harbison.	

Absent.

Douglass.	McKamy.
Hill.	Paulus.

Senator Patteson moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

SENATE BILL NO. 303.

On motion of Senator Perkins, pending business (Senate bill No. 158) was sus-

pending, and the Senate took up, out of its order, Senate bill No. 303.

Senator Perkins moved that the rule requiring committee reports to lie over one day be suspended.

The motion prevailed.

On motion of Senator Perkins, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its second reading by the following vote:

Yeas—26.

Beaty.	Harper.
Brachfield.	Hicks.
Cain.	Lipscomb.
Davidson of	Martin.
DeWitt.	McKamy.
Davidson of	Mills.
Galveston.	Morris.
Decker.	Patteson.
Faubion.	Perkins.
Faulk.	Savage.
Faust.	Sebastian.
Grinnan.	Stafford.
Hale.	Willacy.
Hanger.	Wilson.

Absent.

Douglass.	Hill.
Harbison.	Paulus.
Henderson.	

The Chair laid before the Senate, on its second reading, Senate bill No. 303.

Senate bill No. 303, A bill to be entitled "An Act to prohibit the purchase of property belonging to the State, by officers and employes of the penitentiary; making it unlawful for such officers and employes to appropriate or use State property, or the labor of State convicts, for their private use or benefit; or to accept or receive wages or pay from hirers or employers of convicts; and making it unlawful for such hirers or employers of State convicts to pay or offer or promise to pay anything of value to any such officer or employe having charge of such convicts; prescribing penalties for the violation of this act, and repealing all laws in conflict herewith."

Bill was read second time, and ordered engrossed.

On motion of Senator Perkins, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—29.

Beaty.	Decker.
Brachfield.	Faubion.
Cain.	Faulk.
Davidson of	Faust.
DeWitt.	Grinnan.
Davidson of	Hale.
Galveston.	Hanger.

Harbison.
Harper.
Henderson.
Hicks.
Hill.
Lipscomb.
Martin.
McKamy.
Mills.

Morris.
Patteson.
Perkins.
Savage.
Sebastian.
Stafford.
Willacy.
Wilson.

Absent.

Douglass.

Paulus.

The bill was read third time, and passed by the following vote:

Yeas—29.

Beaty.	Henderson.
Brachfield.	Hicks.
Cain.	Hill.
Davidson of	Lipscomb.
DeWitt.	Martin.
Davidson of	McKamy.
Galveston.	Mills.
Decker.	Morris.
Faubion.	Patteson.
Faulk.	Perkins.
Faust.	Savage.
Grinnan.	Sebastian.
Hale.	Stafford.
Hanger.	Willacy.
Harbison.	Wilson.
Harper.	

Absent.

Douglass.

Paulus.

(Senator Willacy in the chair.)

Senator Perkins moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

CALL OF THE SENATE.

Senator Davidson of DeWitt moved that House bill No. 20 be made a special order for April 1st, at the conclusion of morning call.

On this motion Senator Grinnan moved a call of the Senate.

The call was duly seconded, and the roll was called, the following Senators answering to their names:

Beaty.	Harper.
Brachfield.	Henderson.
Cain.	Hicks.
Davidson of	Hill.
DeWitt.	Lipscomb.
Davidson of	Martin.
Galveston.	McKamy.
Decker.	Mills.
Faubion.	Morris.
Faulk.	Patteson.
Faust.	Perkins.
Grinnan.	Savage.
Hale.	Sebastian.
Hanger.	Stafford.
Harbison.	Willacy.

Absent.

Douglass.
Paulus.

Wilson.

On the motion to postpone, Senator Hanger moved to excuse the absentees, as shown by the above roll call.

Senator Grinnan moved that the absentees be excused on the motion to postpone the bill, and

Senator Davidson of DeWitt moved to table that motion.

On Senator Grinnan's motion, Senator Hanger made a point of order that the bill was not now before the Senate.

The Chair (Senator Willacy) sustained the point of order.

Senator Grinnan appealed from a ruling of the Chair.

Senator Henderson made a point of order that Senator Davidson of DeWitt's motion was out of order, since the bill was not before the Senate.

Senator Davidson of DeWitt withdrew his motion to postpone.

Senator Davidson of DeWitt moved that pending business (Senate bill No. 158) be suspended, and the Senate take up, out of its order, House bill No. 20.

Senator Harbison moved that the Senate take a recess until 3 o'clock p. m.

Yeas and nays were called for, and the motion to recess was lost by the following vote:

Yeas—8.

Brachfield.	Harper.
Cain.	Martin.
Grinnan.	Perkins.
Harbison.	Sebastian.

Nays—19.

Beaty.	Henderson.
Davidson of	Hicks.
DeWitt.	Hill.
Davidson of	Lipscomb.
Galveston.	McKamy.
Decker.	Morris.
Faubion.	Patteson.
Faulk.	Savage.
Faust.	Stafford.
Hale.	Willacy.
Hanger.	

Absent.

Douglass.
Mills.

Paulus.
Wilson.

Question being on the motion to suspend pending business and take up House bill No. 20, the same prevailed by the following vote:

Yeas—22.

Beaty.	Decker.
Davidson of	Faubion.
DeWitt.	Faulk.
Davidson of	Faust.
Galveston.	Grinnan.

Harper.	McKamy.
Hale.	Morris.
Hanger.	Patteson.
Henderson.	Savage.
Hicks.	Sebastian.
Hill.	Stafford.
Lipscomb.	Willacy.

Nays—3.

Brachfield.	Martin.
Cain.	
Present—Not voting.	
Harbison.	Perkins.
	Absent.
Douglass.	Paulus.
Mills.	Wilson.

The Chair laid before the Senate, on its second reading,

House bill No. 20, A bill to be entitled "An Act to amend Chapter 7, Title CII, of the Revised Statutes of the State of Texas, 1895, so as to add thereto Articles 5043n, 5043p and 5043g, to make penal the act of knowingly stopping live stock that have crossed the quarantine line after inspection, etc., and to make appropriation for the maintenance of said quarantine line."

Senator Davidson of DeWitt moved to postpone further consideration of the bill until April 1st, at the conclusion of morning call.

Senator Grinnan moved to table that motion.

The motion to table was lost by the following vote:

Yeas—11.

Brachfield.	Mills.
Cain.	Perkins.
Grinnan.	Savage.
Harper.	Sebastian.
Henderson.	Stafford.
Martin.	

Nays—17.

Beaty.	Hanger.
Davidson of	Harbison.
DeWitt.	Hicks.
Davidson of	Hill.
Galveston.	Lipscomb.
Decker.	McKamy.
Faubion.	Morris.
Faulk.	Patteson.
Faust.	Willacy.
Hale.	

Absent.

Douglass.	Wilson.
Paulus.	

Senator Grinnan moved, as a substitute to Senator Davidson's motion, to postpone consideration of the bill until tomorrow at the conclusion of morning call.

Senator Lipscomb moved that the Sen-

ate take a recess until 3 o'clock this evening.

The motion was lost by the following vote:

Yeas—13.

Brachfield.	Lipscomb.
Cain.	Martin.
Faubion.	McKamy.
Faulk.	Patteson.
Grinnan.	Perkins.
Harbison.	Sebastian.
Harper.	

Nays—15.

Beaty.	Henderson.
Davidson of	Hicks.
DeWitt.	Hill.
Davidson of	Mills.
Galveston.	Morris.
Decker.	Savage.
Faust.	Stafford.
Hale.	Willacy.
Hanger.	

Absent.

Douglass.	Wilson.
Paulus.	

Senator Perkins moved that the Senate adjourn until 9 o'clock a. m. tomorrow.

Senator Davidson of DeWitt made a point of order that there had been no business transacted between the time of the motion to recess and to adjourn.

The Chair sustained the point of order.

EXECUTIVE MESSAGE.

EXECUTIVE OFFICE,
STATE OF TEXAS.

Austin, March 18, 1903.

To the Senate:

In compliance with the request contained in Senate Concurrent Resolution No. 12, Senate bill No. 8 is herewith returned to your honorable body.

S. W. T. LANHAM,
Governor.

Senator Mills moved that the bill be referred to Committee on Stock and Stock Raising.

The motion prevailed.

RECESS.

Senator Harbison moved that the Senate take a recess until 3 o'clock p. m. today.

The motion prevailed, and, at 12:55 o'clock p. m., the Senate took a recess until 3 o'clock p. m. today, with Senator Henderson on the floor.

AFTER RECESS.

The Senate met at 3 o'clock p. m., with Lieutenant Governor Neal in the chair.

PRIVILEGED MOTION.

Senator Mills moved to call back from the Committee on Stock and Stock Raising Senate bill No. 8, to which Committee it was referred this morning.

The motion prevailed.

HOUSE BILL NO. 20.

Action was then resumed on House bill No. 20.

PRIVILEGED MOTION.

Senator Hale called up Senate bill No. 89, and moved that the Senate reconsider the vote by which the Senate refused to concur in the House amendments.

The motion prevailed.

Senator Hale then moved that the Senate concur in the House amendments.

The motion prevailed.

THIRD HOUSE MESSAGE.

Hall of the House of Representatives,
Austin, Texas, March 18, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: I am directed by the House to inform the Senate that the House has granted the request of the Senate for a Free Conference Committee on Senate bill No. 65, and appointed the following committee: Messrs. Murray of Wilson, Calvin, Stollenwerck, Cottrell, Mulkey.

The House appoints the following committee to adjust the differences between the House and Senate on House bill No. 22: Messrs. Napier, Sevier, Pierson of Hunt, Brown of Kaufman, Robertson of Williamson.

Respectfully,

BOB BARKER,

Chief Clerk, House of Representatives.

FOURTH HOUSE MESSAGE.

Hall of the House of Representatives,
Austin, Texas, March 18, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: I am directed by the House to inform the Senate that the House has granted the request of the Senate for a Free Conference Committee to adjust the differences between the Senate and House on Senate bill No. 89, and has appointed the following: Messrs. Isaacks, Low, Johnson, Ponton and English.

The House has also passed

House bill No. 146, A bill to be entitled "An Act to fix and limit the fees of the justices of the peace of the State of Texas in civil and misdemeanor cases," with engrossed rider.

Respectfully,

BOB BARKER,

Chief Clerk, House of Representatives.

FIFTH HOUSE MESSAGE.

Hall of the House of Representatives,
Austin, Texas, March 3, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: I am directed by the House to inform the Senate that the House has passed the following bills:

House bill No. 255, A bill to be entitled "An Act to confirm sales and awards of public school and asylum lands sold prior to the adoption of the act approved April 19, 1901, and since the passage of the Act of 1887; to quiet titles to the same and to provide for the issuance of patents thereto."

House bill No. 199, A bill to be entitled "An Act to amend Section 1, of Article 1093, Title XV, of the Code of Criminal Procedure of the State of Texas, so as to provide for the payment of any witness who may have been recognized or attached, and giving bond for his appearance before any grand jury out of the county of his residence, to give testimony in a felony case, and who shall appear in compliance with the obligation of such recognizance or bond."

House bill No. 390, A bill to be entitled "An Act providing for the admission of epileptics into the Epileptic Colony; providing for the transfer of epileptics from the insane asylums to said colony; prescribing the duties and powers of certain officers and fixing compensation; and declaring an emergency."

House bill No. 226, A bill to be entitled "An Act to amend Article 812 of the Revised Civil Statutes of the State of Texas, of 1895, relating to the removal of county seats and the manner of calling election for the removal of county seats."

House bill No. 298, A bill to be entitled "An Act to provide a system of electric power, electric lights and waterworks for the purpose of supplying electric power, electric lights and water to the State Capitol, the General Land Office, Governor's Mansion and the various public institutions of the State of Texas, in the city of Austin and adjacent thereto; to appoint a board of three persons with authority to purchase and put in operation the necessary property, machinery and plant for such purpose, and with authority to lay mains and pipes and to erect poles and place wires across and along the streets and alleys and public highways in the city of Austin, and public roads adjacent thereto, and to secure from private owners, by purchase, or condemnation proceedings, if necessary, the right to lay such mains and pipes and erect such poles and place such wires across private lands; to pro-

vide for the operation of such plant; to make an appropriation therefor, and to declare an emergency."

House bill No. 196, A bill to be entitled "An Act to prohibit the buying and selling to pools, or receiving or making bets on horse racing, to prohibit the leasing of premises for pool rooms, and to provide a penalty for its violation."

Respectfully,

BOB BARKER,

Chief Clerk, House of Representatives.

SENATE BILL NO. 56—SIGNED.

The Chair (Lieutenant Governor Neal) gave notice of signing, and did sign in the presence of the Senate, after its caption had been read,

Senate bill No. 56, A bill to be entitled "An Act to provide for and regulate the granting of license to practice as attorney and counselor at law in all the courts of the State of Texas, and to repeal all laws and parts of laws in conflict therewith."

BILLS READ AND REFERRED.

The Chair (Lieutenant Governor Neal) had read and referred, after their captions had been read, the following House bills:

House bill No. 196, A bill to be entitled "An Act to prohibit the buying and selling to pools, or receiving or making bets on horse racing, to prohibit the leasing of premises for pool rooms, and to provide a penalty for its violation."

Referred to Judiciary Committee No. 2.

House bill No. 255, A bill to be entitled "An Act to confirm sales and awards of public school and asylum lands sold prior to the adoption of the act approved April 19, 1901, and since the passage of the Act of 1887; to quiet titles to the same and to provide for the issuance of patents thereto."

Referred to Judiciary Committee No. 2.

House bill No. 390, A bill to be entitled "An Act providing for the admission of epileptics into the Epileptic Colony; providing for the transfer of epileptics from the insane asylums to said colony; prescribing the duties and powers of certain officers and fixing compensation; and declaring an emergency."

Referred to Committee on Asylums.

House bill No. 226, A bill to be entitled "An Act to amend Article 812 of the Revised Civil Statutes of the State of Texas, of 1895, relating to the removal of county seats and the manner of calling elections for the removal of county seats."

Referred to Judiciary Committee No. 1.

House bill No. 298, A bill to be entitled "An Act to provide a system of electric power, electric lights and waterworks for the purpose of supplying electric power, electric lights and water to the State Capitol, the General Land Office, Governor's Mansion and the various public institutions of the State of Texas, in the city of Austin and adjacent thereto; to appoint a board of three persons with authority to purchase and put in operation the necessary property, machinery and plant for such purpose, and with authority to lay mains and pipes and to erect poles and place wires across and along the streets and alleys and public highways in the city of Austin, and public roads adjacent thereto, and to secure from private owners, by purchase, or condemnation proceedings, if necessary, the right to lay such mains and pipes and erect such poles and place such wires across private lands; to provide for the operation of such plant; to make an appropriation therefor, and to declare an emergency."

Referred to Committee on State Affairs.

House bill No. 146, A bill to be entitled "An Act to fix and limit the fees of the justices of the peace of the State of Texas in civil and misdemeanor cases," with engrossed rider.

Referred to Judiciary Committee No. 1.

House bill No. 199, A bill to be entitled "An Act to amend Section 1, of Article 1093, Title XV, of the Code of Criminal Procedure of the State of Texas, so as to provide for the payment of any witness who may have been recognized or attached, and have been recognized or attached before any grand jury out of the county of his residence, to give testimony in a felony case, and who shall appear in compliance with the obligation of such recognizance or bond."

Referred to Judiciary Committee No. 2.

HOUSE BILL NO. 20.

Action again recurring on House bill No. 20,

Question being on the substitute motion by Senator Grinnan to postpone until tomorrow to the motion to postpone until April 1st.

ADJOURNMENT.

Senator Stafford moved that the Senate adjourn until 9 o'clock a. m. tomorrow.

Senator Davidson of Galveston moved that the Senate take a recess until 8 o'clock p. m. today.

Senator Patteson moved that the Senate adjourn until 10 o'clock a. m. tomorrow.

Action being on the longest time first, the motion prevailed, and the Senate, at 5:45 o'clock p. m., adjourned until 10 o'clock a. m. tomorrow.

APPENDIX.

COMMITTEE REPORTS.

JUDICIAL DISTRICTS.

Committee Room,
Austin, Texas, March 18, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Judicial Districts, to whom was referred

Senate bill No. 276, A bill to be entitled "An Act to diminish the jurisdiction of the county court of Lampasas county, and to conform the jurisdiction of the district court of Lampasas county to such change,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*.

BEATY, Chairman.

Committee Room,
Austin, Texas, March 18, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Judicial Districts, to whom was referred

House bill No. 442, A bill to be entitled "An Act to regulate the terms and fix the times for holding the district courts in the Thirtieth Judicial District, composed of the counties of Archer, Clay, Young and Wichita, so as to change the terms in each of said counties,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*.

BEATY, Chairman.

Committee Room,
Austin, Texas, March 18, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Judicial Districts, to whom was referred

Senate bill No. 297, A bill to be entitled "An Act to change and prescribe the time for holding district courts in the Thirty-first Judicial District of this State; to conform all writs and processes from such courts to such changes, and to repeal all laws in conflict herewith,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*, and that it be not printed.

(Floor report.)

BEATY, Chairman.

Committee Room,

Austin, Texas, March 18, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Judicial Districts, to whom was referred

Senate bill No. 304, A bill to be entitled "An Act to name the several counties composing the Fifty-first Judicial District and to fix the times for holding the district courts therein, and to repeal all laws and parts of laws in conflict herewith,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*, and that it be not printed.

(Floor report.)

BEATY, Chairman.

STATE AFFAIRS.

Committee Room,
Austin, Texas, March 18, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on State Affairs, to whom was referred

Senate bill No. 291, A bill to be entitled "An Act to require the Secretary of State of the State of Texas to deliver to the Railroad Commission of Texas a set each of the reports of the Supreme Court and Courts of Civil and Criminal Appeals of this State,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*.

(Floor report.)

McKAMY, Chairman.

STOCK AND STOCK RAISING.

Committee Room,
Austin, Texas, March 18, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Stock and Stock Raising, to whom was referred

House bill No. 339, A bill to be entitled "An Act to amend Article 5001, Chapter 5, Title CII, of the Revised Statutes, of 1895, relating to the prevention of hogs, sheep and goats from running at large, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*.

HILL, Chairman.

Committee Room,
Austin, Texas, March 13, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Stock and Stock Raising, to whom was referred

House bill No. 281, A bill to be entitled "An Act to amend Article 4953, Chapter 3, Title CII, Revised Statutes of the State of Texas, by adding to the list of counties exempted from the provisions of the said chapter and title the county of Medina."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*.

(Floor report.)

HILL, Chairman.

Committee Room,
Austin, Texas, March 17, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Stock and Stock Raising, to whom was referred

House bill No. 306, A bill to be entitled "An Act to exempt the counties of Travis, Callahan, Kinney, Reeves, Winkler and Loving from the provisions and operation of Articles 5002 to 5044, Chapter 6, Title CII, of the Revised Civil Statutes, of 1895, relating to the inspection of hides and animals,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*.

HILL, Chairman.

JUDICIARY NO. 1.

(By unanimous consent.)

Committee Room,
Austin, Texas, March 18, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Judiciary Committee No. 1, to whom was referred

House bill No. 3, A bill to be entitled "An Act to require notice of pendency of litigation in order to prevent effective transfers and incumbrances of certain property in suit; to provide for cancellation of such notices, and to fix the fees of officers in connection therewith,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*.

HANGER, Chairman.

PUBLIC LANDS AND LAND OFFICE.

MAJORITY REPORT.

Committee Room,
Austin, Tex., March 18, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Public Lands and Land Office to whom was referred

Senate bill No. 263, A bill to be entitled "An Act to abolish the absolute lease line, to provide for the sale and leases of the public free school and asylum lands of the State, to provide a remedy for the cancellation of sales heretofore or hereafter made, of said lands, for fraud, for collusion, non-settlement, or failure to continue settlement, to abolish the preference right of lease holders to purchase, and to amend sections 4, 5 and 6, of an act entitled 'An Act relating to the sale and lease of public free school and asylum lands and to repeal all laws and parts of laws in conflict herewith,' enacted by the Regular Session of the Twenty-seventh Legislature of Texas, and approved April 19, 1901, and to add to said act sections 5a and 5b,"

Have had the same under consideration and I am instructed to report it back to the Senate with the recommendation that it *do pass*, with the following amendment:

"Amend by adding at the end of section 5a, the following: 'Any original lessee, or his assignee, holding a valid lease from the State of Texas shall, within sixty days after this act takes effect, have a preference right to purchase four sectoins of land as an actual settler, described in his lease, without reference to the five mile radius. Provided, that in no case shall the preference right exceed four sections in any original lease; provided further, that said lessee shall, within sixty days after this act takes effect, notify the county clerk, designating the section or sections he intends to purchase. Said notification to be recorded in the office of the county clerk, and become a part of the county records.'"

GRINNAN, Chairman.

MINORITY REPORT.

Committee Room,
Austin, Texas, March 18, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: We, a minority of your Committee on Public Lands and Land Office, to whom was referred

Senate bill No. 263, A bill to be entitled "An Act to abolish the absolute lease line, to provide for the sale and leases of the public free school and asylum lands of the State, to provide a remedy for the cancellation of sales heretofore or hereafter made, of said lands, for fraud, for collusion, non-settlement, or failure to continue settlement, to abolish the preference right of lease holders to purchase, and to amend sections 4, 5, and 6, of an act entitled 'An Act relating to the sale and lease of public free school and asylum lands and to repeal all laws and parts of laws in conflict herewith,' enact-

ed by the Regular Session of the Twenty-seventh Legislature of Texas, and approved April 19, 1901, and to add to said act sections 5a and 5b,"

Do not concur in the report of the majority, and beg leave to recommend that it *do not* pass.

HICKS,
HILL.

Committee Room,
Austin, Texas, March 18, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Towns and City Corporations to whom was referred Senate bill No. 305, A bill to be entitled "An Act to amend sections 5, 6, 8, 10, 11, 12, 13, 16, 17, 18, 19, 20, 21, 24, 29, 30, 32, 33, 34, 35, 36, 38, 39, 41, 44, 45, 46, 47, 49, 51, 54, 55, 56, 59, 61, 62, 63, 66, 67, 69, 70, 73, 77, 78, of an act to incorporate the city of Galveston and to grant it a new charter; and to repeal all pre-existing charters approved April 18, 1901, and to further amend said act by adding thereto section 12a; and to repeal sections 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91 and 92 of said act; and to repeal all laws and parts of laws in conflict herewith,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do* pass, and that the bill be not printed.

(Floor report.)

HICKS, Chairman.

Committee Room,
Austin, Texas, March 18, 1903.

Hon. Geo. D. Neal, President of the Senates

SIR: Your Committee on Towns and City Corporations to whom was referred Senate bill No. 216, A bill to be entitled "An Act to incorporate the trustees of the Independent School District of the city of San Antonio, Texas, under the name of San Antonio School Board, with power to make contracts, to be a party to actions in courts; to receive gifts, grants, conveyance donations or devises for use of public free schools of said city and district, and power to levy taxes, to issue and dispose of bonds and provide for payment of same, and to select text books and to do all acts authorized by this law,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do* pass, and that it be not printed.

HICKS, Chairman.

ENROLLED BILLS.

Committee Room,
Austin, Texas, March 17, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Enrolled Bills have carefully examined and compared

Senate bill No. 161, "An Act to authorize the Chicago, Rock Island & Gulf Railway Company to purchase, own and operate, as a part of its line, the railroad of the Chicago, Rock Island & Texas Railway Company, together with all its franchises, property, rights and privileges; the railroad of the Chicago, Rock Island & Mexico Railway Company, together with all its franchises, property, rights and privileges; and the railroad of the Choctaw, Oklahoma & Texas Railroad Company, together with all its franchises, property, rights and privileges; or either or any of such railroads, with all of its or their franchises, property, rights and privileges of every kind and character; and to authorize the owners of each of said railroads and the franchises, property, rights and privileges of every kind and character to sell and convey the same; and to authorize the said Chicago, Rock Island & Gulf Railway Company to issue and negotiate its bonds, secured or to be secured by a mortgage or mortgages, to the amount of the value of the railways, franchises, property, rights and privileges so purchased, and to the amount of the value of any railroad hereafter constructed by it under the provisions of this act, as fixed or as same may be fixed by the Railroad Commission of Texas, and to regulate the reports of said property, and the operation thereof; and to authorize said the Chicago, Rock Island & Gulf Railway Company to construct, own and operate, as a part or parts of its line, the unfinished portion or portions of said railroads, or either of them, between the termini, as defined in their respective charters; and to construct, own and operate, as a part or parts of its line, all extensions and branches of said railroads, or either of them, under or as authorized in and by the charter of said the Chicago, Rock Island & Gulf Railway Company, or any amendment thereof made or to be made in pursuance of the General Laws of the State of Texas; and to prescribe the conditions upon which said purchase and sales shall take effect and be dependent; and to authorize said companies, and each of them, to execute all necessary contracts, agreements and conveyances to accomplish said purchase and sales,"

And find the same correctly enrolled, and have this day, at 3:30 o'clock p. m.,

presented same to the Governor for his approval.

HALE, Chairman.

Committee Room,

Austin, Texas, March 18, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Enrolled Bills have carefully examined and compared

Senate bill No. 79, "An Act to amend Article 3698, of Chapter 6, Title LXXIX, by fixing the minimum salaries of penitentiary guards of the State penitentiaries of Texas,"

And find the same correctly enrolled, and have this day, at 11:25 o'clock a. m., presented same to the Governor for his approval.

HALE, Chairman.

Committee Room,

Austin, Texas, March 18, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Enrolled Bills have carefully examined and compared

Senate Concurrent Resolution No. 8, Requesting the Governor to return to the Senate Senate bill No. 8 for correction,

And find the same correctly enrolled, and have this day, at — o'clock — m., presented same to the Governor for his approval.

HALE, Chairman.

Committee Room,

Austin, Texas, March 18, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Enrolled Bills have carefully examined and compared

Senate bill No. 56, "An Act to provide for and regulate the granting of license to practice as attorney and counselor at law in all the courts of the State of Texas, and to repeal all laws and parts of laws in conflict therewith,"

And find the same correctly enrolled, and have this day, at 4:40 o'clock p. m., presented same to the Governor for his approval.

HALE, Chairman.

ENGROSSED BILLS.

Committee Room,

Austin, Texas, March 18, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 303, A bill to be entitled

"An Act to prohibit the purchase of property belonging to the State by officers and employes of the penitentiary, making it unlawful for such officers or employes to appropriate or use State property, or the labor of State convicts for their private use or benefit, or to accept or receive wages or pay from hirers or employes of convicts, and making it unlawful for State convicts to pay or offer or promise to pay anything of value to any such officer or employer having charge of such convicts, prescribing penalties for the violation of this act, and repealing all laws in conflict with same,"

And find the same correctly engrossed.

PATTESON, Chairman.

Committee Room,

Austin, Texas, March 17, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 72, A bill to be entitled "An Act to amend Chapter 11, Title XVIII, Revised Statutes, relating to towns and villages, by adding thereto Article 580a, providing for the extension of territorial limits and boundaries, and limiting the area as provided for in Article 386a, Chapter 1, Title XVIII, Revised Statutes,"

And find the same correctly engrossed.

PATTESON, Chairman.

Committee Room,

Austin, Texas, March 18, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Internal Improvements, to whom was referred

Senate bill No. 267, A bill to be entitled "An Act to amend Article 4584b, Chapter 14, of Title LXXXXIV, of the Revised Civil Statutes of 1895, relating to railroads and regulating the issuance of stocks and bonds by railroad companies,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do* pass.

(Floor report.)

DAVIDSON of Galveston, Chairman.

Committee Room,

Austin, Texas, March 18, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Internal Improvements, to whom was referred

Senate bill No. 290, A bill to be entitled "An Act to repeal Chapter 50, of the laws of this State, approved March 29, 1899, requiring railroad companies to

deliver goods, wares, merchandise to the owner, agent or consignee thereof upon payment of less than the legal rates due for the transportation thereof,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do* pass.

(Floor report.)

DAVIDSON of Galveston, Chairman.

FORTIETH DAY.

Senate Chamber,
Austin, Tex., Thursday, March 19, 1903.

Senate met pursuant to adjournment.

Lieutenant Governor Neal in the chair.

Roll call. Quorum present, the following Senators answering to their names:

Beaty.	Hicks.
Brachfield.	Hill.
Cain.	Lipscomb.
Davidson of	Martin.
DeWitt.	McKamy.
Davidson of	Mills.
Galveston.	Morris.
Decker.	Patteson.
Faulk.	Paulus.
Faust.	Perkins.
Grinnan.	Savage.
Hale.	Sebastian.
Hanger.	Stafford.
Harbison.	Willacy.
Harper.	Wilson.
Henderson.	

Absent.

Douglass. Faubion.

ROLL CALL OF OFFICERS AND EMPLOYES.

Present.

Clyde D. Smith.
W. E. DeLamar.
R. M. Gilmore.
Amos Wynne.
W. M. Cobb.
Eldred McKinnon.
Mrs. Laura V. Grinnan.
F. P. Smith.
Miss Lucy Lane.
C. H. Allen.
D. F. Hughes.
Frank Mullins.
C. J. Kirk.
Rev. I. S. Davenport.
Miss May Fant Odom.
J. C. Son.
Miss Georgia Sturgess.
Mrs. Hattie Yarbrough.
Mrs. Hope H. Hawkins.
Miss Emily Holcomb.
Mrs. J. R. Van Orden.
Miss Bessie Goldstein.
Miss L. Stanley.

W. T. Pace.
W. A. Shaw, Jr.
Lucien Goss.
H. Davenport.
Chas. Lane.
Willis Gibson.
Henry Paulus.
Evetts Thornhill.
Walter Savage.
James Sebastian.
Willie Bray.
James Snipes.
Ed Underhill.
Will Bartley.
Reed Pearson.
Josh Piles.
Ellis Munroe.
Albert Hill.
Dan Edwards.
Mark Marsh.
Jim Hill.

Prayer by the Chaplain, Rev. I. S. Davenport.

Pending the reading of the Journal of yesterday,

On motion of Senator Hale, the same was dispensed with.

PETITIONS AND MEMORIALS.

Senator Faust offered the following memorial:

March 1, 1903.

To the Honorable Twenty-eight Legislature of Texas:

We, the undersigned residents of Comal county, hereby urgently request you to vote for and give whatever other support may be in your power to the bill to appropriate \$200,000 for an exhibit of the State's resources at the World's Fair to be held in St. Louis in 1904. We are moved to this action by the belief that as a business proposition it offers us an opportunity that Texas cannot afford to neglect, and, further, by the belief that if we should not be properly represented there, it would reflect discreditably on the State and be a reproach to its people. However much lawyers may disagree in a narrow construction of the Constitution, we do not believe that it was intended to inhibit such measures of self-help, and we are confident that in supporting this bill you will carry out the wishes of a large majority of your constituents.

(The above memorial was numerously signed throughout Senator Faust's district.)

BILLS AND RESOLUTIONS.

Senator Henderson offered the following resolution:

Senate Concurrent Resolution No. 13,
Providing for the removal of the Land Office to the capitol building.